

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

THOMAS PINTO

Plaintiff,

v.

BRICKLAYERS & ALLIED

CRAFTWORKERS LOCAL 1 PA/DE, et al.

Defendants.

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CIVIL ACTION
NO. 2:18-0169

ORDER

AND NOW, this 21st day of February, 2019, upon consideration of the Partial Motion to Dismiss by Defendants Bricklayers & Allied Craftworkers Local 1 PA/DE, Dennis Pagliotti, Richard Newcomb, and Matthew Stafford (ECF No. 15) and Plaintiff's Opposition thereto (ECF No. 18), it is hereby **ORDERED** that said Motion is **GRANTED**. It is further **ORDERED** as follows:

1. The First Amended Complaint is **DISMISSED** without prejudice, because Plaintiff has failed to state a federal claim in accordance with Rule 12(b)(6) of the Federal Rules of Civil Procedure and the Court declines to exercise supplemental jurisdiction over Plaintiff's remaining state-law claims.
2. The Court grants Plaintiff **LEAVE** to file a second amended complaint within twenty-one (21) days of the filing of this Order.

BY THE COURT:

/s/ C. Darnell Jones, II

C. DARNELL JONES, II J.